

JAN 15 1997

Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, D.C. 20554

Federal Communications Commission
Office of Secretary

In re Applications of)	MM DOCKET NO. 93-75
)	
TRINITY BROADCASTING OF)	
FLORIDA, INC.)	File No. BRCT-911001LY
)	
For Renewal of License of)	
Station WHFT(TV) (Channel 45),)	
Miami, Florida)	
)	
GLENDAL E BROADCASTING COMPANY)	File No. BPCT-911227KE
)	
For a Construction Permit for)	
a New TV Station on Channel 45)	
at Miami, Florida)	

To: The Commission

MASS MEDIA BUREAU'S CONSOLIDATED OPPOSITION TO
REQUEST FOR LEAVE TO FILE REPLY COMMENTS OF
INTERVENOR COLBY MAY AND REQUEST FOR LEAVE TO
FILE REPLY IN SUPPORT OF PETITION OF COLBY MAY FOR
LEAVE TO INTERVENE, TO FILE COMMENTS,
AND TO PARTICIPATE IN ORAL ARGUMENT

1. On January 13, 1997, Colby May ("May") filed two requests. The first request seeks leave to file reply comments to an October 25, 1996, Mass Media Bureau pleading in this proceeding.¹ The second request seeks leave to file a reply in support of May's petition for leave to intervene. The Mass Media Bureau opposes both requests.

¹ Mass Media Bureau's Opposition to Motion to Vacate the Record on Improvidently Designated Issues, filed October 25, 1996.

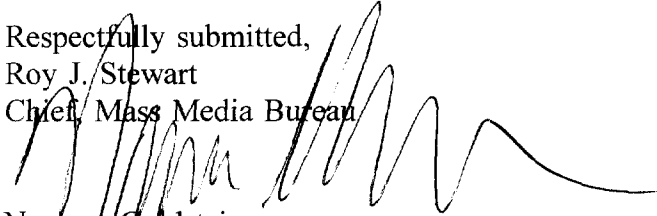
2. May's stated goal is to intervene in this proceeding. Only if he is allowed to intervene could his November 15, 1996, comments be properly considered by the Commission. Moreover, if, and only if, May is allowed to intervene will the Bureau determine whether it is necessary to address those comments.² Thus, at this stage, the only issue properly raised by May's pleadings is whether he should be allowed to intervene in this proceeding. In this regard, Section 1.294 of the Commission's Rules provides that replies to oppositions to petitions for leave to intervene "will not be entertained." Nevertheless, May not only has filed the noted requests but has also filed the underlying reply pleadings.

3. Considering that the rules do not authorize the filing of reply pleadings in the matters now at issue and considering that May has provided no justification for his latest efforts, the Commission should deny May's requests and return the accompanying reply pleadings. This proceeding has been burdened enough. The Commission should not accept or consider further pleadings, except those specifically required, until its decision is rendered.

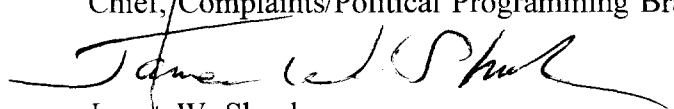
² Accordingly, the Commission should not construe the Bureau's decision not to respond to the substantive arguments advanced by May as acquiescence to or agreement with those arguments.

4. Accordingly, the Bureau opposes May's requests.

Respectfully submitted,
Roy J. Stewart
Chief, Mass Media Bureau



Norman Goldstein
Chief, Complaints/Political Programming Branch



James W. Shook
Attorney
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Federal Communications Commission
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January 15, 1997

CERTIFICATE OF SERVICE

I, Natalie Moses, a secretary in the Complaints/Political Programming Branch, Mass Media Bureau, certify that I have, on this 15th day of January, 1997, sent by regular United States mail or delivered by hand, copies of the foregoing, "Mass Media Bureau's Consolidated Opposition to Request for Leave to File Reply Comments of Intervenor Colby May and Request for Leave to File Reply in Support of Petition of Colby May for Leave to Intervene, to File Comments, and to Participate in Oral Argument" to:

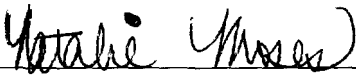
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